



General Assembly

Amendment

June Special Session, 2011

LCO No. 8746

SB0130108746SD0

Offered by:

SEN. WILLIAMS, 29th Dist.

SEN. LOONEY, 11th Dist.

To: Senate Bill No. 1301

File No.

Cal. No.

**"AN ACT CONCERNING THE BUDGET FOR THE BIENNIUM
ENDING JUNE 30, 2013."**

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (*Effective from passage*) (a) Notwithstanding the provisions
4 of sections 5-200, 5-213, 31-277, 51-279, 51-287a and 51-295b of the
5 general statutes, on or before August 1, 2011, the Commissioner of
6 Administrative Services and the Secretary of the Office of Policy and
7 Management shall implement changes to longevity payments for each
8 nonrepresented classified and unclassified officer and employee of the
9 executive branch, the constituent units of higher education and the
10 Board of Regents for Higher Education, in order that (1) longevity
11 payments shall not increase beyond the amount such officer or
12 employee was entitled to receive on the effective date of this section,
13 and (2) officers and employees not receiving longevity payments as of
14 the effective date of this section shall not be entitled to such payments.

15 (b) Notwithstanding the provisions of sections 5-200, 45a-75, 46b-
16 233, 51-12 and 51-47 of the general statutes, on or before August 1,
17 2011, the Chief Court Administrator or the judges of the Supreme
18 Court shall implement changes to longevity payments for each
19 nonrepresented officer and employee of the Judicial Department in
20 order that (1) longevity payments shall not increase beyond the
21 amount such officer or employee was entitled to receive on the
22 effective date of this section, and (2) officers and employees not
23 receiving payments as of the effective date of this section shall not be
24 entitled to longevity payments.

25 (c) Notwithstanding any provisions of the general statutes, on or
26 before August 1, 2011, the Joint Committee on Legislative Management
27 shall implement changes to longevity payments for each employee of
28 the legislative branch in order that (1) longevity payments shall not
29 increase beyond the amount such employee was entitled to receive on
30 the effective date of this section, and (2) employees not receiving
31 payments as of the effective date of this section shall not be entitled to
32 longevity payments.

33 Sec. 2. Subsection (a) of section 5-271 of the general statutes is
34 repealed and the following is substituted in lieu thereof (*Effective from*
35 *passage*):

36 (a) (1) Employees shall have, and shall be protected in the exercise
37 of the right of self-organization, to form, join or assist any employee
38 organization, to bargain collectively through representatives of their
39 own choosing on questions of wages, hours and other conditions of
40 employment, except as provided in subdivision (2) of this subsection
41 and subsection (d) of section 5-272, and to engage in other concerted
42 activities for the purpose of collective bargaining or other mutual aid
43 or protection, free from actual interference, restraint or coercion.

44 (2) For any employee subject to a collective bargaining agreement
45 expiring on or after June 30, 2011, employee longevity payments shall
46 not increase after the expiration date of such agreement and shall be

47 based upon the years of service such employee had on such expiration
48 date. Any employee not receiving payments as of such expiration date
49 shall not be entitled to contractual or statutory longevity payments.
50 Except as provided in this subdivision, longevity payments shall be
51 considered an illegal subject of bargaining and such payments may not
52 be considered as a loss of wages in any interest arbitration.

53 Sec. 3. Subsection (c) of section 5-272 of the general statutes is
54 repealed and the following is substituted in lieu thereof (*Effective from*
55 *passage*):

56 (c) For the purposes of sections 5-270 to 5-280, inclusive, as amended
57 by this act, to bargain collectively is the performance of the mutual
58 obligation of the employer or his designated representatives and the
59 representative of the employees to meet at reasonable times, including
60 meetings appropriately related to the budget-making process, and
61 bargain in good faith with respect to wages, hours and other
62 conditions of employment, except as provided in subsection (d) of this
63 section and subdivision (2) of subsection (a) of section 5-271, as
64 amended by this act, or the negotiation of an agreement, or any
65 question arising thereunder, and the execution of a written contract
66 incorporating any agreement reached if requested by either party, but
67 such obligation shall not compel either party to agree to a proposal or
68 require the making of a concession.

69 Sec. 4. Subsection (h) of section 5-154 of the general statutes is
70 repealed and the following is substituted in lieu thereof (*Effective from*
71 *passage*):

72 (h) ["Salary"] On or before June 30, 2017, "salary" means (1) any
73 payment, including longevity payments and payments for accrued
74 vacation time under section 5-252, for state service made from a
75 payroll submitted to the Comptroller; and (2) the cash value of
76 maintenance furnished by the state; and (3) fees received from the state
77 in whole or in part in lieu of or in addition to item (1) above and
78 established to the satisfaction of the Retirement Commission, to the

79 extent that the employee has made retirement contributions on such
80 fees; and (4) compensation paid by the United States to state
81 employees who are employees of the United States Purchasing and
82 Finance Office; and (5) compensation paid to employees of the
83 Connecticut Institute for Municipal Studies. Notwithstanding the
84 provisions of section 5-208a, any state employee who is employed by
85 more than one state agency during any week shall, for compensation
86 earned on and after January 1, 1983, have all such compensation
87 recognized for all purposes of the retirement program; on and after
88 July 1, 2017, "salary" means base wages and shall not include any other
89 wage payment such as overtime, longevity, fees or other payments;

90 Sec. 5. Subsection (f) of section 5-278 of the general statutes is
91 repealed and the following is substituted in lieu thereof (*Effective from*
92 *passage*):

93 (f) (1) Notwithstanding any other provision of this chapter,
94 collective bargaining negotiations concerning changes to the state
95 employees retirement system to be effective on and after July 1, 1988,
96 and collective bargaining negotiations concerning health and welfare
97 benefits to be effective on and after July 1, 1994, shall be conducted
98 between the employer and a coalition committee which represents all
99 state employees who are members of any designated employee
100 organization. On and after July 1, 2017, "salary" for the purpose of
101 calculating retirement benefits in the state employees retirement
102 system and the alternate retirement program shall be as defined in
103 subsection (h) of section 5-154, as amended by this act, and the
104 definition of "salary" shall not be subject to negotiation or arbitration
105 by the parties. (2) The provisions of subdivision (1) of this subsection
106 shall not be construed to prevent the employer and any designated
107 employee organization from bargaining directly with each other on
108 matters related to the state employees retirement system and health
109 and welfare benefits whenever the parties jointly agree that such
110 matters are unique to the particular bargaining unit. (3) The provisions
111 of subdivision (1) of this subsection shall not be construed to prevent
112 the employer and representatives of employee organizations from

113 dealing with any state-wide issue using the procedure established in
114 said subdivision."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section
Sec. 2	<i>from passage</i>	5-271(a)
Sec. 3	<i>from passage</i>	5-272(c)
Sec. 4	<i>from passage</i>	5-154(h)
Sec. 5	<i>from passage</i>	5-278(f)